

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**TYRONE WHITE,  
ADAM FLOYD**

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**CR. NO: 3:05-CR-0234-A**

**MOTION FOR EXTENSION OF TIME FOR GOVERNMENT TO RESPOND  
TO DEFENDANTS' JOINT MOTION FOR JUDGMENT OF ACQUITTAL  
OR FOR NEW TRIAL**

**COMES NOW** the United States of America, by and through Leura G. Canary, United States Attorney for the Middle District of Alabama, and files the above-styled motion as follows:

1. Defendants filed their Joint Motion for Judgment of Acquittal or New Trial on November 14, 2006. (Doc. #191).

2. On November 15, 2006, this Court ordered the United States to respond on or before December 4, 2006. (Doc. #192). In the order, this Court specifically directed the United States to “include in its reply....citations to a trial transcript.” Id.

3. On or about November 15, 2006, the United States contacted the court reporter assigned to the instant matter, Risa Entriiken. Ms. Entriiken indicated that there was a significant likelihood that the transcript would not be ready until at least November 27, 2006, at the earliest. Subsequently, Ms. Entriiken’s father, who resided out of state, passed away, delaying the preparation of the transcript.

4. Last week, Ms. Entriiken indicated that the transcript would likely not be completed until around December 8, 2006. The first two volumes of the transcript were completed on today’s date,

although the Government has yet to receive them. The final volume of the transcript should be completed by the end of the week.

5. Because the United States has been unable to review the transcript, the Government respectfully requests an extension of time to file its response so that it may comply with this Court's order. The United States respectfully requests an extension of time until December 21, 2006,<sup>1</sup> to file its response.

6. Counsel for Tyrone White, Russell T. Duraski, has no objection to the extension. The United States has been unable to establish contact with counsel for Adam Floyd, Jeffery C. Duffey, regarding this matter.

Respectfully submitted this the 4th day of December, 2006.

LEURA G. CANARY  
UNITED STATES ATTORNEY

/s/ Todd A. Brown  
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<sup>1</sup> This is an extension request of thirteen workdays, the length of time originally given for the United States to file the response.

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 4, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:  
  
Russell T. Duraski, Esquire and Jeffery C. Duffey, Esquire.

Respectfully submitted,

LEURA G. CANARY  
UNITED STATES ATTORNEY

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